

**BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

_____)
Application of)
)
Roman LD, Inc.)
)
for a Certificate of Public Convenience and)
Necessity to Provide Resold Interexchange)
Telecommunications Services Throughout)
the State of South Carolina and for)
Alternative Regulation)
_____)

**MOTION FOR PROTECTIVE TREATMENT AND
BASIS FOR FILING EXHIBIT D AS TRADE SECRET**

Introduction

Roman LD, Inc. ("Roman" or "Applicant"), by its attorneys and pursuant to S.C. Code Ann. § 39-8-10, *et seq.*, and all other applicable rules, statutes and regulations, hereby files this Motion for Protective Treatment ("Motion") in the above-captioned proceeding. By this Motion, the Applicant seeks protective treatment by the Public Service Commission of South Carolina ("Commission"), of certain commercially-sensitive financial statements attached as ***Exhibit D***, filed as Trade Secret to the Application for Authority for Roman to Provide Resold Interexchange Telecommunications Services throughout the State of South Carolina and for Alternative Regulation ("Application"). Because this Motion is an inseparable part of the Application, it is being filed concurrently therewith.

In support of this Motion, the Applicant provides the following:

10/11/2013

1. The exact legal name, address and telephone number of the Applicant is:

Roman LD, Inc.
2300 Valley View Lane, Suite 340
Irving, Texas 75602
Telephone: 972.793.8636
Facsimile: 972.408.4150

2. Correspondence or communications regarding this Motion should be addressed to:

Bonnie D. Shealy
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, South Carolina 29202
Telephone: 803.227.1102
Facsimile: 803.252-0724
Email: bshealy@robinsonlaw.com

with a copy to:

William E. Braun
Miller Isar, Inc.
4423 Point Fosdick Drive, NW, Suite 306
Gig Harbor, Washington 98335
Telephone: 503.997.2702
Facsimile: 253.851.6474
Email: braunlaw1@gmail.com

I. Description of Confidential Information.

3. The Application requires Roman to disclose evidence of financial fitness through the submission of documentation of its financial resources and ability to provide the requested service. In conformity with this requirement, the Applicant submits copies of its financial statements. These documents contain highly confidential and strictly proprietary information, the public disclosure of which may result in direct, immediate and substantial harm to the competitive position of the Applicant in South Carolina and elsewhere.

II. Grounds for Claim of Confidentiality.

4. Roman is presently immune from a legal obligation to prepare or submit projected financial statements, or any other financial information, to any public entity. As such, statements attached as ***Exhibit D*** to the Application are not readily available to persons external to Roman.

5. Because the projected financial statements submitted by Roman in support of the Application contain confidential and commercially-sensitive information from which its competitors may derive economic value, Roman seeks to protect such material from public disclosure. Roman derives independent economic value from the fact that significant, detailed and proprietary information regarding its financial structure and current financing activities is unknown to its competitors. As such, the Company's financial statements are a "trade secret" as that term is used in South Carolina Trade Secrets Act. S.C. Code Section 39-8-20(5). Given this fact, the disclosure of this information could provide existing and potential competitors, including interexchange carriers ("IXCs") in South Carolina, as well as in other states in which Roman provides or intends to provide telecommunications service, with an unfair and undeserved competitive advantage.

6. Roman clarifies herein that its request for protection applies only to the documents attached as ***Exhibit D*** to the Application. Roman is not seeking protection of any type for those reports Roman is required to file with the Office of Regulatory Staff ("ORS") should the relief sought in the Application be granted: the Annual Report Form, Gross Receipts Report, and Universal Service Fund Worksheet.

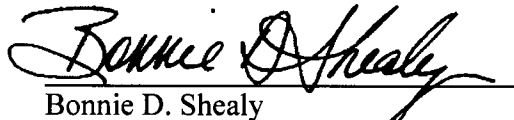
CONCLUSION

7. The un-audited financial information included in support of Roman's Application, for which Confidential Treatment is sought, is both proprietary and competitively sensitive. The substantial and direct harm that could be caused to Roman as a result of any disclosure is real and not speculative. Moreover, to date, no other jurisdiction or governmental agency has required Roman to make this information available to the public. For all these reasons, the projected financial statements attached as *Exhibit D* to the Application should be protected from public disclosure by the Commission.

WHEREFORE, Roman LD, Inc. respectfully request that the South Carolina Public Service Commission grant this Motion for Protective Treatment with respect to the audited financial statements attached as *Exhibit D* to the Application for Authority for Roman LD, Inc. to Provide Resold Interexchange Telecommunications Services throughout the State of South Carolina and for Alternative Regulation and filed *under seal* as Confidential in this proceeding.

Dated this 17th day of October, 2011

Robinson, McFadden & Moore, P.C.



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Attorneys for Roman LD, Inc.

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APPLICATION OF ROMAN LD, INC.

EXHIBIT D

Financial Statements

**CONFIDENTIAL & PROPRIETARY
FILED UNDER SEAL**